
By: **Delegate Brown**

Introduced and read first time: January 22, 2003

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Insurance - Professional Liability Insurers - Reporting Requirements**

3 FOR the purpose of requiring insurers providing professional liability insurance to a
4 health care provider in the State to submit certain information to the Maryland
5 Insurance Commissioner; authorizing the Commissioner to require certain
6 insurers to submit certain reports; requiring the Commissioner to submit a
7 certain report to the Legislative Policy Committee on or before a certain date
8 each year; providing for the termination of this Act; and generally relating to
9 reporting requirements for professional liability insurers.

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
11 MARYLAND, That:

12 (a) (1) Every insurer providing professional liability insurance to a health
13 care provider in the State shall submit to the Maryland Insurance Commissioner
14 information on:

15 (i) the nature and cost of reinsurance;

16 (ii) the claims experience by category of health care providers;

17 (iii) the amount of claims settlements and claims awards;

18 (iv) the amount of reserves for claims incurred and incurred but
19 unreported claims;

20 (v) the number of structured settlements used in payment of
21 claims; and

22 (vi) any other information relating to health care malpractice claims
23 as prescribed by the Commissioner in regulations.

24 (2) The Commissioner shall adopt regulations on the submission of
25 information in paragraph (1) of this subsection.

26 (b) The Commissioner may require by regulation insurers of other lines of
27 liability insurance to submit reports.

1 (c) The Commissioner shall report the Commissioner's findings as to the
2 impact of §§ 10-913, 11-108, and 11-109 of the Courts and Judicial Proceedings
3 Article and Chapter 477 of the Acts of the General Assembly of 1994 on the
4 availability of health care malpractice and other liability insurance in the State to the
5 Legislative Policy Committee of the General Assembly on or before September 1 of
6 each year.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2003. It shall remain effective for a period of 5 years and, at the end of
9 September 30, 2008, with no further action required by the General Assembly, this
10 Act shall be abrogated and of no further force and effect.